

Claims as PresentedClaim 1 (previously amended):

An isolated polynucleotide that encodes a *Bacillus thuringiensis* toxin comprising an insecticidal fragment of SEQ ID NO:8.

Claims 2-8 (canceled)Claim 9 (original):

The isolated polynucleotide according to claim 1 wherein said polynucleotide comprises a fragment of the nucleotide sequence of SEQ ID NO:7 sufficient to encode an insecticidal toxin.

Claim 10 (previously amended):

A recombinant microbial or plant cell comprising an isolated polynucleotide sequence that encodes a toxin comprising an insecticidal fragment of SEQ ID NO:8.

Claims 11-17 (canceled)Claim 18 (original):

The recombinant microbial or plant cell according to claim 10 wherein said polynucleotide comprises a fragment of the nucleotide sequence of SEQ ID NO:7 sufficient to encode an insecticidal toxin.

Claims 19-23 (canceled)

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